



**MICHIGAN**  
**HOUSE OF REPRESENTATIVES**  
P.O. Box 30014  
LANSING, MICHIGAN 48909-7514

**MINUTES OF THE COMMITTEE**  
**ON**  
**JUDICIARY**

Tuesday, April 19, 2016                      12:00 p.m.                      Room 521 House Office Building

The House Standing Committee on Judiciary was called to order by Vice-Chairman Lucido.

Members present: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Members absent/excused: None.

Vice-Chairman Lucido laid the following bill before the committee:

HB 5536 (Vaupel)	Family law; parenting time; another family member to use parenting time when parent is on active duty outside of Michigan; allow.
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Representative Vaupel and Deborah Drich, representing herself, testified in support of the bill. Questions and discussion followed.

Vice-Chairman Lucido laid the committee at ease, the time being 12:19 p.m.  
Chairman Kesto took the gavel and called the committee back to order, the time being 12:20 p.m.

Chairman Kesto laid the following bill before the committee:

SB 153 (Schmidt)	Traffic control; accidents; samples used for chemical analysis; expand to include urine, and expand implied consent under certain circumstances.
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Senator Schmidt, Mary Jo Pomeroy, representing herself, and Molly Zolman, from Senator Schmidt's office, testified in support of the bill. Questions and discussion followed.

Representative Lucido moved to adopt the minutes of April 12, 2016. There being no objection, the motion prevailed by unanimous consent.

Chairman Kesto laid the following bill before the committee:

SB 483 (Jones)	Children; children's rights; rights for siblings to be placed together in foster care or to have sibling visitation; establish.
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Substitute (H-1) to SB 483 was previously adopted on April 12, 2016.

Jessica Averill-Hammond, from Senator Jones' office, came forward to explain the substitute (H-2) to the bill.

Sarah Goad, representing the Michigan Department of Health and Human Services, submitted a card in support of the bill, but did not wish to speak.

Representative Irwin moved to adopt the substitute (H-2) to SB 483. The motion prevailed, the vote being 11-0-0.

#### FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: None.

Pass: None.

Representative Irwin moved to report out SB 483 with recommendation as substitute (H-2). The motion prevailed, the vote being 11-0-0.

#### FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: None.

Pass: None.

Chairman Kesto laid the following bill before the committee:

HB 5521 (Kesto)	Children; foster care; keeping siblings together in foster care placements; require under certain conditions.
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Substitute (H-1) to HB 5521 was previously adopted on April 12, 2016.

Sarah Goad, representing the Michigan Department of Health and Human Services, submitted a card in support of the bill, but did not wish to speak.

Representative Irwin moved to adopt the substitute (H-2) to HB 5521. The motion prevailed, the vote being 11-0-0.

#### FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: None.

Pass: None.

Representative Heise moved to report out HB 5521 with recommendation as substitute (H-2).

The motion prevailed, the vote being 11-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: None.

Pass: None.

Chairman Kesto laid the following bill before the committee:

HB 5230 (Yonker)                      Torts; liability; indemnity agreement in snowplow and deicing services contracts; prohibit.

Brian Sapita, from Representative Yonker's office, came forward to explain the substitute (H-2) to the bill.

Representative Lucido moved to adopt the substitute (H-2) to HB 5230. The motion prevailed, the vote being 10-0-1.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Chang, Guerra.

Nays: None.

Pass: Rep. Robinson.

Representative Heise moved to report out HB 5230 with recommendation as substitute (H-2). The motion prevailed, the vote being 10-0-1.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Chang, Guerra.

Nays: None.

Pass: Rep. Robinson.

Chairman Kesto laid the committee at ease, the time being 12:38 p.m.

Chairman Kesto called the committee back to order, the time being 12:39 p.m.

Chairman Kesto laid the following bill before the committee:

SB 672 (Hansen)                      Torts; liability; parental waiver of liability for minor; expand to include camping activities.

Representative Lucido moved to adopt the substitute (H-2) to SB 672. The motion prevailed, the vote being 11-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: None.

Pass: None.

Representative Heise moved to report out SB 672 with recommendation as substitute (H-2). The motion prevailed, the vote being 10-0-1.

#### FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Robinson, Chang, Guerra.

Nays: None.

Pass: Rep. Irwin.

Chairman Kesto laid the following bill before the committee:

HB 5556 (Inman) Crimes; arson; restitution for arson; allow fire department to collect.

Brad McGuire, from Representative Inman's office, testified in support of the bill. Questions and discussion followed.

Chairman Kesto laid the committee at ease, the time being 12:48 p.m.

Chairman Kesto called the committee back to order, the time being 12:49 p.m.

Bruce Timmons, representing himself, testified with no position on the bill.

There being no further business before the committee, Chairman Kesto adjourned the meeting, the time being 12:50 p.m.

**Representative Klint Kesto, Chair**\_\_\_\_\_

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